IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

WRIT PETITION NO.1384 OF 2007

Sanjay Kant Prasad Gupta ..Petitioner.

Vs.

Brihanmumbai Mahanagarpalika and another ..Respondents.

....

Mr. P.M. Havnur for the Petitioner.
Ms. P.A. Purandare for the BMC.

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CORAM: **SWATANTER KUMAR, C.J. &**
DR. D.Y. CHANDRACHUD, J.

29th September, 2007.

P.C. :

Counsel appearing for the Petitioner is unable to dispute that this Writ Petition involves disputes question of fact which would require evidence. Therefore, he wishes to withdraw this Petition with liberty to file a suit in accordance with law. The Petition is dismissed as withdrawn with liberty as prayed.

Interim protection shall continue for a period of four weeks from today, if the structure is not already demolished.

This order will automatically come to an end on the expiry of a period of four weeks.

CHIEF JUSTICE

DR. D.Y. CHANDRACHUD, J.